



UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA

Twentieth Century Fox Film Corporation
and Warner Bros. Home Entertainment
Inc.,

Plaintiffs,

v.

Joseph Pitter and Does 1 – 10, inclusive,

Defendants.

Case No. 2:17-cv-03525 MWF (AGR~~x~~)

~~PROPOSED~~ CONSENT DECREE
AND PERMANENT INJUNCTION

The Court, having read and considered the Joint Stipulation for Entry of Consent Decree and Permanent Injunction that has been executed by Plaintiffs Twentieth Century Fox Film Corporation and Warner Bros. Home Entertainment Inc. (collectively “Plaintiffs”) and Defendant Joseph Pitter (“Defendant”) in this action, and good cause appearing therefore, hereby:

ORDERS that based on the Parties’ Stipulation and only as to Defendant, his successors, heirs, and assignees, this Injunction shall be and is hereby entered in the

1 within action as follows:

2 1) This Court has jurisdiction over the parties to this action and over the subject
3 matter hereof pursuant to 17 U.S.C. § 101 *et seq.*, and 28 U.S.C. §§ 1331 and 1338.

4 Service of process was properly made against Defendant.

5 2) Plaintiffs own or control the pertinent exclusive rights to distribute or license the
6 distribution of home video and digital products, including video home cassettes as
7 well as optical discs, including, but not limited to, digital versatile discs (DVDs) and
8 Blu-ray discs incorporating copyrights to motion pictures and television episodes
9 owned or controlled by Plaintiffs, including, but not limited to, those which are the
10 subject of the copyright registrations listed in Exhibit “A” attached hereto and
11 incorporated herein by this reference (collectively referred to herein as “Plaintiffs’
12 Works”).

13 3) Plaintiffs have alleged that Defendant has made unauthorized uses of Plaintiffs’
14 Works or substantially similar likenesses or colorable imitations thereof.

15 4) Defendant and his agents, servants, employees, representatives, successor and
16 assigns, and all persons, firms, corporations or other entities in active concert or
17 participation with him who receive actual notice of the Injunction are hereby
18 restrained and permanently enjoined from infringing – directly, contributorily or
19 vicariously – or enabling, facilitating, permitting, assisting, soliciting, encouraging,
20 inducing, authorizing, aiding or abetting, materially contributing to, or persuading
21 anyone to infringe in any manner Plaintiffs’ Works, including, but not limited to, the
22 following:

23 a) Copying, reproducing, downloading, distributing, uploading, linking to,
24 transmitting, or publicly performing, or using trademarks, trade names or
25 logos in connection with unauthorized media products containing any of
26 Plaintiffs’ Works;

27 b) Enabling, facilitating, permitting, assisting, soliciting, encouraging,
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1 abetting, or inducing any person or entity to copy, reproduce, download,
2 distribute, upload, link to, transmit, or publicly perform any unauthorized
3 versions of Plaintiffs' Works; or

- 4 c) Profiting from the unauthorized copying, reproduction, downloading,
5 distribution, uploading, linking to, transmission, or public performance of
6 any of Plaintiffs' Works while declining to exercise a right to stop or limit
7 such unauthorized copying, reproduction, downloading, distribution,
8 uploading, linking to, transmission, or public performance of any of
9 Plaintiffs' Works.

10 5) Each side shall bear its own fees and costs of suit.

11 6) Except as provided herein, all claims alleged in the Complaint are dismissed
12 without prejudice.

13 7) This Injunction shall be deemed to have been served upon Defendant at the time
14 of its execution by the Court.

15 8) The Court finds there is no just reason for delay in entering this Injunction and,
16 pursuant to Rule 54(a) of the Federal Rules of Civil Procedure, the Court directs
17 immediate entry of this Injunction against Defendant.

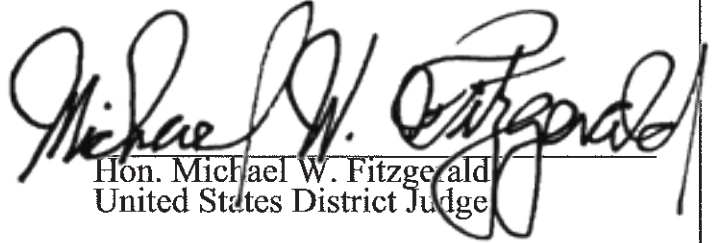
18 9) The Court shall retain jurisdiction of this action to entertain such further
19 proceedings and to enter such further orders as may be necessary or appropriate to
20 implement and enforce the provisions of this Injunction.

21 10) The above-captioned action, shall, upon filing by Plaintiffs of the Settlement
22 Agreement, Stipulation for Entry of Judgment and Judgment Pursuant to Stipulation,
23 and requesting entry of judgment against Defendant, be reopened should Defendant
24 default under the terms of the Settlement Agreement.

25 11) This Court shall retain jurisdiction over Defendant for the purpose of making
26 further orders necessary or proper for the construction or modification of this consent
27 decree and judgment; the enforcement hereof; the punishment of any violations
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1 hereof; and for the possible entry of a further Judgment Pursuant to Stipulation in this
2 action.

3
4 DATED: August 21, 2017

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6 
Hon. Michael W. Fitzgerald
United States District Judge

7
8 PRESENTED BY:

9
10 J. Andrew Coombs, A Prof. Corp.

11 By: /s/Annie S. Wang
12 J. Andrew Coombs
13 Annie S. Wang
14 Attorneys for Plaintiffs
Twentieth Century Fox Film Corporation
and Warner Bros. Home Entertainment Inc.

15 Joseph Pitter

16 
17 By: Joseph Pitter
18 Defendant, *in pro se*

EXHIBIT A
COPYRIGHT REGISTRATIONS

<u>Copyright Registration Number:</u>	<u>Title of Work:</u>
PA0001898578	AMERICAN HORROR STORY, ASYLUM – THE COMPLETE SECOND SEASON
PA0001824839	AMERICAN HORROR STORY, ASYLUM: Welcome to Briarcliff
PA0001824837	AMERICAN HORROR STORY, ASYLUM: Tricks and Treats Episode
PA0001824844	AMERICAN HORROR STORY, ASYLUM: Nor'easter
PA0001827033	AMERICAN HORROR STORY: 2ATS04, ASYLUM: I am Anne Frank Pt. 1
PA0001827040	AMERICAN HORROR STORY: 2ATS05, ASYLUM: I am Anne Frank Pt. 2
PA0001827055	AMERICAN HORROR STORY: 2ATS06, ASYLUM: The Origins of Monstrosity
PA0001829389	AMERICAN HORROR STORY: 2ATS07, ASYLUM: Dark Cousin
PA0001829383	AMERICAN HORROR STORY: 2ATS08, ASYLUM: Unholy Night
PA0001829381	AMERICAN HORROR STORY: 2ATS09, ASYLUM: Coat Hanger
PA0001836360	AMERICAN HORROR STORY: 2ATS10, ASYLUM: The Name Game
PA0001836350	AMERICAN HORROR STORY: 2ATS11, ASYLUM: Spilt Milk
PA0001835516	AMERICAN HORROR STORY, ASYLUM: Continuum
PA0001835514	AMERICAN HORROR STORY, ASYLUM: Madness Ends
PA0001709262	BOARDWALK EMPIRE: 1, Boardwalk Empire
PA0001709258	BOARDWALK EMPIRE: 2, The Ivory Tower
PA0001709256	BOARDWALK EMPIRE: 3, Broadway Limited
PA0001709260	BOARDWALK EMPIRE: 4, Anastasia
PA0001709265	BOARDWALK EMPIRE: 5, Nights in Ballygran
PA0001716941	BOARDWALK EMPIRE: 6, Family Limitation
PA0001716942	BOARDWALK EMPIRE: 7
PA0001716946	BOARDWALK EMPIRE: 8, Hold Me in Paradise
PA0001719464	BOARDWALK EMPIRE: 9, Belle Femme
PA0001719463	BOARDWALK EMPIRE: 10, The Emerald City
PA0001719466	BOARDWALK EMPIRE: Paris Green, 11
PA0001721376	BOARDWALK EMPIRE: 12, A Return to Normalcy
PA0001765830	BOARDWALK EMPIRE: 13, 21
PA0001765841	BOARDWALK EMPIRE: 14, Ourselves Alone
PA0001765838	BOARDWALK EMPIRE: 15, Dangerous Maid

1	PA0001769620	BOARDWALK EMPIRE: 16, What Does The Bee Do?
2	PA0001769650	BOARDWALK EMPIRE: 17, Gimrack & Bunkum
3	PA0001769789	BOARDWALK EMPIRE: 18, The Age of Reason
4	PA0001769786	BOARDWALK EMPIRE: 19, Peg of Old
5	PA0001774955	BOARDWALK EMPIRE: 20, Two Boats and a Lifeguard
6	PA0001774428	BOARDWALK EMPIRE: 21, Battle of the Century
7	PA0001772465	BOARDWALK EMPIRE: 22, Georgia Peaches
8	PA0001772461	BOARDWALK EMPIRE: 23, Under God's Power She Flourishes
9	PA0001776120	BOARDWALK EMPIRE: To the Lost: 24
10	PA0001818531	BOARDWALK EMPIRE: Resolution: 25
11	PA0001818535	BOARDWALK EMPIRE: 26, Spaghetti & Coffee
12	PA0001818538	BOARDWALK EMPIRE: 27, Bone for Tuna
13	PA0001828834	BOARDWALK EMPIRE: 28, Blue Bell Boy
14	PA0001829013	BOARDWALK EMPIRE: 29, You'd Be Surprised
15	PA0001829012	BOARDWALK EMPIRE: 30, Ging Gang Goolie
16	PA0001825405	BOARDWALK EMPIRE: 31, Sunday Best
17	PA0001825403	BOARDWALK EMPIRE: 32, The Pony
18	PA0001829591	BOARDWALK EMPIRE: 33, The Milkmaid's Lot
19	PA0001830767	BOARDWALK EMPIRE: 34, A Man, A Plan
20	PA0001827692	BOARDWALK EMPIRE: 35, Two Imposters
21	PA0001835551	BOARDWALK EMPIRE: 36, Margaret Sands
22	PA0001870396	BOARDWALK EMPIRE: 37, 401 New York Sour
23	PA0001873472	BOARDWALK EMPIRE: 38, Resignation
24	PA0001870399	BOARDWALK EMPIRE: 39, 403 Acres of Diamonds
25	PA0001870163	BOARDWALK EMPIRE: 40, All In
26	PA0001870161	BOARDWALK EMPIRE: 41, Erlkonig
27	PA0001887236	BOARDWALK EMPIRE: 42, The North Star
28	PA0001887364	BOARDWALK EMPIRE: 43, William Wilson
	PA0001887905	BOARDWALK EMPIRE: 44, The Old Ship of Zion
	PA0001887862	BOARDWALK EMPIRE: 45, Marriage and Hunting
	PA0001888486	BOARDWALK EMPIRE: 46, White Horse Pike
	PA0001888485	BOARDWALK EMPIRE: 47, Havre De Grace
	PA0001896810	BOARDWALK EMPIRE: 48, Farewell Daddy Blues
	PA0001934230	BOARDWALK EMPIRE: 49, Golden Days for Boys and Girls
	PA0001934947	BOARDWALK EMPIRE: 50, The Good Listener
	PA0001935955	BOARDWALK EMPIRE: 51, What Jesus Said
	PA0001933034	BOARDWALK EMPIRE: 52, Cuanto
	PA0001938619	BOARDWALK EMPIRE: 505 (53), King of Norway

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PA0001938624	BOARDWALK EMPIRE: 506 (54), Devil You Know
PA0001938628	BOARDWALK EMPIRE: 507 (55), Friendless Child
PA0001943347	BOARDWALK EMPIRE: 56, Eldorado